

Tuesday, June 02, 2015

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM.

PRESENT: Supervisors: Frank R. Mecham, Bruce S. Gibson, Adam Hill, Lynn Compton and Chairperson
Debbie Arnold

ABSENT: None

THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON DEBBIE ARNOLD.

CONSENT AGENDA – REVIEW AND APPROVAL:

1-25. This is the time set for consideration of the Consent Agenda.

Chairperson Arnold: opens the floor to public comment and requests Item No. 24 be pulled for a separate vote.

Consent Agenda Item No. 24 is pulled from the Consent Agenda for separate action and the action taken for Consent Agenda items 1 through 23 and 25 on the following vote is indicated for each item.

Motion by: Frank R. Mecham
Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

CONSENT AGENDA - ITEMS: SET FOR HEARING:

1. Submittal of a resolution directing the County Surveyor to prepare assessment apportionments under Streets and Highways Code Section 8730 through 8734 inclusive of the Improvement Bond Act of 1915 for the San Miguel/San Lawrence Terrace Assessment District (Water), and North Mesa Assessment District (Road), Nipomo, and setting of a public hearing to consider apportionment. Hearing set for July 7, 2015. Districts 1 and 4.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-142, adopted.

2. Setting of a public hearing to consider collecting existing service charges on property tax bills for County Service Areas 1 (Old Galaxy and Tract 1690, Nipomo), 1-A (Galaxy Park and Tract 1898, Nipomo), 1-F (New Galaxy, Nipomo), 7-A (Oak Shores), 18 (San Luis Country Club Estates), and 21 (Cambria). Hearing date set for July 7, 2015. Districts 1, 2, 3 and 4.

The Board approves as recommended by the County Administrative Officer.

3. Setting of a public hearing to consider collecting delinquent service charges on the 2015-16 County property tax bills for County Service Area 16 (Shandon). Hearing date set for July 14, 2015. District 1.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA - BID OPENING:

4. Letter transmitting the contract documents (Clerk's File) for the Meridian Fire Station Expansion project for Board approval and advertisement for construction bids. Bid Opening date is set for July 9, 2015. District 1.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA - ADMINISTRATIVE OFFICE ITEMS:

5. Request by the San Luis Obispo County Tourism Business Improvement District (CBID), to appoint Michelle Latham to the Cambria Local Area Advisory Board. District 2.

The Board approves as recommended by the County Administrative Officer.

6. Submittal of a letter of support for SB 657 (Monning) – Independent Peer Review Panel. All Districts.

Mr. David Weisman – Alliance for Nuclear Responsibility and Mr. Eric Greening: speak.

The Board approves as recommended by the County Administrative Officer.

7. Submittal of a letter of support for AB 361 (Achadjian) - California Emergency Services Act: Nuclear Power Plants. All Districts.

Mr. David Weisman – Alliance for Nuclear Responsibility and Mr. Eric Greening: speak.

The Board approves as recommended by the County Administrative Officer.

8. Submittal of the FY 2015-16 Supplemental Budget to the Proposed Budget. All Districts.

Dr. C. Hite: speaks.

This item is amended, per the addendum to the agenda, to replace the Supplemental Budget Summary for Technical Adjustment (pages S-1 to S-4) due to an incorrect number. Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board.

CONSENT AGENDA - AGRICULTURAL COMMISSIONER ITEMS:

9. Submittal of a resolution designating June 7 through 13, 2015 as "Invasive Species Action Week" in San Luis Obispo County. All Districts.

Mr. Gary Kirkland: speaks.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-143, adopted.

10. Request to approve a letter of opposition to the State Water Resources Control Board's Grazing Regulatory Action Project. All Districts.

Mr. Greg Grewal; Ms. Joy Fitzhugh – Farm Bureau; and Mr. Mike Brown – Coalition of Labor, Agricultural and Business (COLAB): speak.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA - AUDITOR - CONTROLLER - TREASURER - TAX COLLECTOR ITEMS:

11. Submittal of the Workforce Investment Act Annual Fiscal and Procurement Review report for program year 2014-2015. All Districts.

The Board approves as recommended by the County Administrative Officer.

12. Submittal of a Brown Armstrong Independent Auditor's Report on the County Treasury's cash balance and accountability as of March 26, 2015. All Districts.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA – BOARD OF SUPERVISORS ITEMS:

13. Request to ratify a resolution recognizing the Charles Paddock Zoo for being accredited by the American Zoo and Aquarium Association in San Luis Obispo County. District 5.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-144, adopted.

14. Submittal of resolution honoring The Santa Barbara and Ventura Colleges of Law on their 45th Anniversary in San Luis Obispo County. All Districts

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-145, adopted.

CONSENT AGENDA - CLERK-RECORDER ITEMS:

15. Request to: 1) approve a FY 2014-15 contract with Tyler Technologies (Clerk's Filed) in the amount of \$448,123 to replace the Clerk's Office recording, cashiering and imaging system; 2) approve the use of the General Fund Designation-Internal Financing to fund a loan in the amount of \$175,000 to the Clerk-Recorder for the purchase of the system; 3) Authorize a budget adjustment, by 4/5th vote, in the amount of \$448,123 from restricted revenues (\$273,123) and the General Fund Internal Financing Designation (\$175,000) as the funding sources for the system purchase and increase Capital Outlay (\$366,940), Professional and Special Services (\$20,300) and Maintenance Software (\$60,883) in Fund Center 110 – Clerk Recorder; and increase Operating Transfer Out Internal Loan Issued appropriation in Fund Center 102 – Non-departmental Other Financing Uses; and 4) amend the Clerk-Recorder's fixed asset list for the replacement recording/cashiering system. All Districts.

Mr. Tommy Gong – County Clerk-Recorder: amends this item to correct the meeting date listed on the staff report and to clarify the number of recommendations associated with this item.

This item is amended correct the meeting date listed on the staff report to read June 2, 2015 not May 19, 2015 and to clarify there are four (4) recommended actions associated with this item not three (3) as shown on the staff report. Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board.

CONSENT AGENDA - COUNTY FIRE ITEMS:

16. Request to approve an amendment to a contract with Topaz Solar Farms LLC, under which County Fire would continue to provide Emergency Medical Services to California Valley. District 5.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA - FARM ADVISOR ITEMS:

17. Request to appoint Devin Best who is replacing Robert Sparling as Wildlife Representative and reappoint Dean Thompson to the San Luis Obispo County Grazing Advisory Board. All Districts.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA- INFORMATION TECHNOLOGY ITEMS:

18. Notification of proposed changes to the County's existing Master Enterprise Agreement with Microsoft to cover the initial Office 365 annual software licenses and associated cloud services to replace the Countywide email system in the amount of \$548,305. All Districts.

The Board approves as recommended by the County Administrative Officer.

19. Request to approve a contract with Jensen Audio Visual in the amount of \$354,418 and approve a budget adjustment to augment the Board of Supervisors Chambers Audio Visual Modernization project in the Countywide Automation Fund – FC 266 utilizing salary savings from Information Technology - FC 114 in the amount of \$66,468 and Public Education & Government Access funds in the amount of \$287,950. All Districts.

The Board approves as recommended by the County Administrative Officer.

CONSENT AGENDA - PUBLIC WORKS ITEMS:

20. Submittal of a resolution establishing terms of an appropriation from the County of San Luis Obispo General Fund to County Service Area No. 21 revolving fund for distribution on behalf of County Service Area No. 21 (Leonard Place, Cambria, Cooperative Road Improvement Project) and authorize a corresponding budget adjustment, in the amount of \$136,000, for a revolving fund appropriation to County Service Area No. 21 for the funding of the Leonard Place, Cambria, Cooperative Road Improvement Project. District 2.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-146, adopted.

21. Submittal of a resolution initiating proceedings to levy annual assessments for the Tract 1747 Streetlight Assessment District. District 4.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-147, adopted.

22. Submittal of a resolution approving the Old Creek Road 6.334 mile culvert replacement project and adopting the Initial Study, Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program pursuant to the California Environmental Quality Act (CEQA); and direct staff to proceed with associated project development activities. District 2.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-148, adopted.

23. Submittal of a resolution commending Tom Spring upon his retirement after 35 years with the County of San Luis Obispo. All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2015-149, adopted.

CONSENT AGENDA - SHERIFF - CORONER ITEMS:

25. Request to approve a renewal contract with Microcorre Diagnostic laboratory for forensic pathology services, including autopsies and medical inspections, for Fiscal Years 2015-16 and 2016-17 in the amount of \$200,000 annually. All Districts.

Commander Stewart MacDonald: replaces Exhibit A to the contract.

This item is amended by replacing Exhibit A to the contract to add a page number to read “Page 7 of 7.” Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board.

PULLED FOR SEPARATE ACTION– CONSENT AGENDA- PUBLIC WORKS SITTING AS FLOOD CONTROL DISTRICT:

24. Request to approve a sole source agreement for professional services with NBS, in an amount not to exceed \$52,500, for Proposition 218 funding mechanisms and proceedings for the Paso Robles Groundwater Basin Water District formation, and execution of an Indemnity Agreement with the Local Agency Formation Commission. Districts 1 and 5.

Mr. Gary Kirkland; Mr. Greg Grewal; Mr. Mike Brown – Coalition of Labor, Agricultural and Business (COLAB); and Mr. Eric Greening: speak.

Mr. John Diodati – Department of Public Works: presents an amendment to the LAFCO Indemnity Agreement to change the wording in the first sentence of paragraph 2.

Chairperson Arnold: states she is opposed to this process and believes it’s unnecessary.

Ms. Rita Neal - County Counsel: states there is an attachment that was referenced in the LAFCO Indemnity Agreement that was not attached to the original agreement and is also being added.

The Board of Supervisors acting as the San Luis Obispo County Flood Control and Water Conservation District: 1) amends this item by replacing the LAFCO Indemnity Agreement to change the first sentence of paragraph 2 to read "I, San Luis Obispo County Flood Control and Water Conservation District" not "I, Wade Horton, Director of Public Works."; and by adding an attachment that was referenced in the LAFCO Indemnity Agreement that was inadvertently omitted; 2) waives the Board adopted Contract for Services Policy and approves and executes a sole source agreement for consulting services with NBS, in an amount not to exceed \$52,500, for Proposition 218 services; and 3) directs the Director of Public Works to execute a cost accounting and Indemnity Agreement with Local Agency Formation Commission.

Motion by: Frank R. Mecham
Second by: Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)		x		
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

HEARING:

33.
- Hearing to consider an appeal by Wilton and Helen Webster, and Ron Jolliffe and Colleen Runyen of the Planning Department Hearing Officer’s decision to approve Minor Use Permit (DRC2013-00028) to allow for the phased expansion of an existing agricultural processing facility (olive oil and wine), 25 temporary events with 200 guests, and modifications to ordinance standards to allow adjustments to the required setbacks, and an increase to the limits of retail sales area at 8530 Vineyard Drive, west of the community of Templeton, within the North County Planning Area, Adelaida Sub area. District 1.

Ms. Rita Neal – County Counsel: states both the appellant and applicant have requested a continuance.

The Board continues the hearing to Tuesday, July 7, 2015.

Motion by: Frank R. Mecham
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

PUBLIC COMMENT PERIOD:

26.
- This is the time set for members of the public to address the Board on matters that are not scheduled on the agenda.

Dr. C. Hite: presents a video regarding "rehab" units.

Mr. Ben DiFatta: addresses concerns regarding the increase in salaries for the San Luis Obispo City Manager and Attorney.

Ms. Elvera Hornung - Avila Beach Concerned Citizen's Group: requests lot 69 in the San Luis Bay Estates remain open space as stated in the General Plan.

Mr. Gary Kirkland: discusses the comments made by a Supervisor at the recent Air Pollution Control District (APCD) meeting; and a letter in the newspaper regarding helping the "poor".

Mr. Richard Margetson: speaks to a Regional Water Quality Control Board meeting; a town hall meeting in Los Osos; and a postcard regarding a Clean Air Incentive Program for Los Osos.

Mr. John Snyder: discusses the release of confidential County data regarding Nipomo groundwater to the Nipomo Mesa Management Agency (NMMA) (handout).

Mr. Bill Pelfrey: addresses concerns regarding the County holding delphi meetings.

Ms. Linde Owen: comments on a water purveyor meeting in Los Osos; and the Los Osos Wastewater Project (LOWWP).

Mr. Brad Snook - Surfrider Foundation Co-Chairperson: presents and discusses their quarterly newsletter; a letter regarding desalination; and their request for a seat on the Drought Task Force.

Mr. Greg Grewal: addresses various concerns regarding the Paso Robles Groundwater Basin (PRGWB), including circulating flyers and information provided by John Diodati.

Mr. Eric Greening: speaks to an upcoming appeal regarding the Harbor Terrace Project by the Port San Luis Harbor District and requests an emergency services representative be present at the hearing.

Ms. Julie Tacker: addresses concerns regarding the Pismo Recycled Water Plan including an injection well on the Oceano Airport; and the order of two items on the Water Resources Advisory Committee's (WRAC) agenda.

Mr. Jeff Edwards: comments on a meeting with Visit SLO and requests the Board exclude vacation rentals and bed and breakfasts from the Tourism Marketing District (TMD).

Mr. Mike Brown - Coalition of Labor, Agriculture and Business (COLAB): addresses comments and concerns regarding the processing and timing for the Water Conservation Program for the PRGWB.

Ms. Toni LeGras - Beachside Rentals: discusses a Grand Jury report regarding vacation rentals and concerns with the TMD. **No action taken.**

BOARD BUSINESS:

27. Submittal of a report on residential energy efficiency financing options. All Districts.

Chairperson Arnold: opens the floor to public comment.

Mr. James Vergara – Deutsche Bank Representative; Mr. Dustin Reilich – Renovate America and Home Energy Renovation Opportunity (HERO) Municipal Development Director; Mr. Jeremy Human – California First Regional Director and Renew Financial; Mr. Dan Modisette - Sky Renewable Energy California Operations Director; Mr. Jason DeVries - One Hour Heating and Air Conditioning and Smart 72 President and Chief Executive Officer (CEO); Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB); Mr. Gary Kirkland; Mr. Bill Pelfrey; and Mr. Kristian Emrich: speak.

On motion by Supervisor Adam Hill, seconded by Chairperson Debbie Arnold, to direct staff to pursue processing a Request for Proposal (RFP) to see what can be offered to property owners, is discussed.

Ms. Rita Neal – County Counsel: recommends the motion be broadened to direct staff to thoroughly analyze all the steps necessary, including what would need to be taken before joining a third party administrator and pursuing an RFP, and come back if decisions need to be made by the Board, with Chairperson Arnold and Mr. Trevor Keith – Department of Planning and Building responding.

The motion maker amends the motion to reflect what was stated by County Counsel, with second concurring.

Chairperson Arnold: requests the motion be amended to direct staff to return on a date specific, with the motion maker amending the motion to direct staff to return by the end of August, with the second concurring.

Ms. Neal - County Counsel: after discussion, clarifies the final motion is to come back with an actual RFP with different options, depending upon what staff’s research shows in the interim, before the end of August, with the motion maker and second concurring.

The Board directs staff to come back with an actual RFP with different options, depending upon what staff’s research shows in the interim, before the end of August.

Motion by: Adam Hill
Second by: Debbie Arnold

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

BOARD BUSINESS - PUBLIC WORKS - BOARD SITTING AS FLOOD CONTROL DISTRICT:

- 28.** Submittal of a resolution approving the issuance and sale of Nacimiento Water Project 2015 Revenue Refunding Bonds, in one or more series in an aggregate principal amount not to exceed \$167,425,000 by the SLO County Financing Authority. Districts 1, 2, 3 and 5.

Chairperson Arnold: opens the floor to public comment without response.

Resolution No. 2015-150, a resolution approving the issuance and sale of Nacimiento Water Project 2015 revenue refunding bonds, in one or more series, in an aggregate principal amount not to exceed \$167,425,000 by the SLO County Financing Authority, adopted.

Motion by: Frank R. Mecham
Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

BOARD BUSINESS:

- 29.** Consideration of a request by Black Lake Golf Resort, LLC to process a Specific Plan, General Plan and Land Use Ordinance Amendment (LRP2014-00016) to amend provisions of the Black Lake Specific Plan. The site is in the Black Lake Village Reserve Line in the South County Inland subarea of the South County Planning Area. District 4. This item was continued from March 24, 2015 and staff is recommending to continue this item to the August 11, 2015 Board meeting.

Chairperson Arnold: opens the floor to public comment without response.

The Board continues this item to Tuesday, August 11, 2015.

Motion by: Lynn Compton
Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

30. Submittal of a report on options for addressing ex parte communications for members of the Board of Supervisors. All Districts.

Chairperson Arnold: opens the floor to public comment.

Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB); Mr. Greg Grewal; Mr. Gary Kirkland; Mr. Allen Duckworth; and Mr. Bill Pelfrey: speak.

A motion by Supervisor Frank R. Mecham, to approve Option 2, with Supervisor Bruce S. Gibson, seconding the motion with the inclusion of direction to staff to prepare the necessary amendments to the Rules of Procedure and return to the Board for approval, with Mr. Dan Buckshi – County Administrative Officer stating the Board could direct staff to amend the Rules without them having to return to the Board for final approval, with the motion maker and second concurring.

The Board approves Option 2, amending the Rules of Procedure to require disclosure of ex parte communications for quasi-judicial matters only. Furthermore, the Board directs staff to amend the Rules of Procedure to add the following language: “To the extent any member of the Board has ex parte communications related to the subject matter of a quasi-judicial hearing before the Board, those communications shall be reported to the Board in open public session, including sufficient detail so as to provide adequate information to the other members of the Board and the public as to the substance of the communication. To the extent that a member deems it necessary, the member may also file with the Clerk of the Board a written statement explaining a public ex parte communication. This provision does not exempt the member from making a public ex parte disclosure.”

Motion by: Frank R. Mecham
Second by: Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

Closed Session Items:

31. The Board announces they are going into Closed Session regarding:

CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION (Government Code, section 54956.9).
1. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9. No. of potential cases: 2.
2. Initiation of litigation pursuant to paragraphs (4) of subdivision (d) of Section 54956.9. No. of potential cases: 2

PENDING LITIGATION (Gov. Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Conference with Legal Counsel-Existing Litigation (Gov. Code, section 54956.9(a).) (Formally initiated) 3. ARB, Inc. v. County of San Luis Obispo; 4. Denee M. Deforest, et al. v. W. G. and Ono Dana Properties, et al.; 5. Los Osos Community Services District v.

Golden State Water Company, et al.

CONFERENCE WITH LABOR NEGOTIATOR (Government Code, section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: 6. San Luis Obispo Government Attorney’s Union; 7. SLOCEA-Trades and Crafts; 8. Deputy County Counsel’s Association; 9. Sheriffs’ Management; 10. SLOCPPOA; 11. Deputy Sheriff’s Association; 12. DAIA; 13. SLOCPMPOA; 14. SLOCEA-Public Services, Supervisors, Clerical; 15. Unrepresented Management and Confidential Employees; and 16. ASLOCDS.

(Added Closed Session, per the addendum to the agenda. PENDING LITIGATION (Gov. Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Conference with Legal Counsel-Existing Litigation (Gov. Code, section 54956.9(a).) (Formally initiated) 17. Bay Area/Diablo Petroleum Co., dba Golden Gate Petroleum v. County of San Luis Obispo, et al. Requirements of the Brown Act have been satisfied as this notice was posted prior to the 72 hour noticing requirement.)

Chairperson Arnold: opens the floor to public comment without response.

Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: no report required as no final action was taken and the Board goes into Open Public Session.

PRESENTATIONS:

- 32. Submittal of a resolution proclaiming June 5, 2015 as "Hunger Awareness Day" in San Luis Obispo County. All Districts.

Mr. Carl Hansen – Food Bank Chief Executive Officer (CEO): speaks.

RESOLUTION NO. 2015-151, a resolution proclaiming June 5, 2015 as "Hunger Awareness Day" in San Luis Obispo County, adopted.

Motion by: Frank R. Mecham
Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

HEARINGS:

- 33. Hearing to consider an appeal by Wilton and Helen Webster, and Ron Jolliffe and Colleen Runyen of the Planning Department Hearing Officer’s decision to approve Minor Use Permit (DRC2013-00028) to allow for the phased expansion of an existing agricultural processing facility (olive oil and wine), 25 temporary events with 200 guests, and modifications to ordinance standards to allow adjustments to the required setbacks, and an increase to the limits of retail sales area at 8530 Vineyard Drive, west of the community of Templeton, within the North County Planning Area, Adelaida Sub area. District 1, is brought back.

Ms. Rita Neal – County Counsel: states this item was earlier continued to July 7, 2015 and recommends the floor be opened to public comment.

Chairperson Arnold: opens the floor to public comment.

Ms. Jamie Kirk - Representing Pasolivo: speaks. **No action taken.**

34. Hearing to consider an order to abate nuisance on the property located at 4205 Templeton Road, Atascadero. District 5.

(This item is amended, per the addendum to the agenda, by adding Attachment H: a resolution enacting Findings & Orders; and amending the recommended action to read: "It is recommended that the Board adopt the resolution and approve the Findings in Exhibit A and adopt the Order in Exhibit B".)

Board Members: report their ex parte communications relating to this hearing.

Clerk: swears in staff from the Planning and Building Department who will be presenting testimony.

Mr. Art Trinidad – Department of Planning and Building: reads the notices into the record; presents photographs of the property; states the respondent’s agent has agreed to the findings on the nuisance abatement.

Clerk: swears in the respondent’s agent, Jolene “aka Jodie” Harms, who will be presenting testimony.

Ms. Harms: speaks.

Chairperson Arnold: opens the floor to the public without response.

Mr. Trinidad: reviews the two phased resolution dates which were negotiated with Ms. Harms; states that by July 31, 2015, all the improper outdoor storage of the vehicles, junk, scrap, broken facades, and all materials will be removed from the property and by December 31, 2015, the unpermitted mobile homes and structures will be removed. Further, reads the Findings (Exhibit A) into the record; and states that the phased dates will need to be added to the Board Order (Exhibit B) upon approval.

Ms. Harms: clarifies the William H. and June H. Collins Trust is the owner of the property.

The Board amends the Order by inserting the two phased order dates as stated by Mr. Trinidad. RESOLUTION NO. 2015-152, a resolution enacting Findings and Orders following Nuisance Abatement Hearing regarding property located at 4205 Templeton Road, Atascadero California and owned by June H. Collins, adopted and the Findings in Exhibit A, approved and the Board Order in Exhibit B, adopted as amended.

Motion by: Debbie Arnold
Second by: Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

BOARD BUSINESS:

35. Consideration of a request to authorize processing of an Amendment of the Official Maps – Part III of the Land Use Element / Local Coastal Plan Amendment (LRP2014-00021) to adjust the Urban Services Line to include the neighborhood of Monarch Grove, located south of Monarch Lane and west of Pecho Valley Road, in the community of Los Osos. District 2.

Chairperson Arnold: opens the floor to public comment.

Mr. Roger Randall – Homeowners Association: speaks.

The Board authorizes the application for processing as requested.

Motion by: Bruce S. Gibson

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

36. Request to authorize a General Plan Amendment (LRP2014-00022) to change the land use category of approximately eight acres of a 28.2 acre parcel from Agriculture to Commercial Service and corresponding planning area standards contained in the North County Area Plan (Shandon-Carrizo Plain subarea) in order to encompass an existing steel fabrication yard. District 1.

Chairperson Arnold: opens the floor to public comment.

Ms. Jamie Kirk – Pacific Tank Representative: speaks.

The Board authorizes the application for processing as requested.

Motion by: Frank R. Mecham
Second by: Debbie Arnold

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **TOMMY GONG**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, June 02, 2015, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

TOMMY GONG, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Annette Ramirez, Deputy Clerk-Recorder

DATED: June 22, 2015